



A G E N D A

IMPERIAL BEACH CITY COUNCIL REDEVELOPMENT AGENCY PLANNING COMMISSION PUBLIC FINANCING AUTHORITY



JUNE 3, 2009

Council Chambers
825 Imperial Beach Boulevard
Imperial Beach, CA 91932

REGULAR MEETING – 6:00 P.M.

**THE CITY COUNCIL ALSO SITS AS THE CITY OF IMPERIAL BEACH REDEVELOPMENT AGENCY,
PLANNING COMMISSION, AND PUBLIC FINANCING AUTHORITY**

The City of Imperial Beach is endeavoring to be in total compliance with the Americans with Disabilities Act (ADA). If you require assistance or auxiliary aids in order to participate at City Council meetings, please contact the City Clerk's Office at (619) 423-8301, as far in advance of the meeting as possible.

REGULAR MEETING CALL TO ORDER BY MAYOR

ROLL CALL BY CITY CLERK

PLEDGE OF ALLEGIANCE

AGENDA CHANGES

MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE/COMMUNITY ANNOUNCEMENTS/ REPORTS ON ASSIGNMENTS AND COMMITTEES

COMMUNICATIONS FROM CITY STAFF

PUBLIC COMMENT - *Each person wishing to address the City Council regarding items not on the posted agenda may do so at this time. In accordance with State law, Council may not take action on an item not scheduled on the agenda. If appropriate, the item will be referred to the City Manager or placed on a future agenda.*

ORDINANCES/PRESENTATIONS (1.1)

1.1 PROCESS TO FILL VACANCY ON THE CITY COUNCIL. (0430-05, 0430-30 & 0430-65)

City Manager's Recommendation:

1. Adopt Ordinance No. 2009-1087

- a. Mayor calls for the reading of the title of Ordinance No. 2009-1087 – “An ordinance of the City Council of the City of Imperial Beach, calling and giving notice of the holding of a Special Municipal Election to be held on Tuesday, November 2, 2010, for the election of one member of the City Council for the remainder of a four-year term which expires November 2012, and providing that a person appointed to fill the vacancy holds office only until the November 2, 2010 Special Election”;
- b. City Clerk to read title of Ordinance No. 2009-1087; and
- c. Motion to waive further reading, introduce, pass and adopt Ordinance No. 2009-1087 by title only;

(Continued on Next Page)

Any writings or documents provided to a majority of the City Council/RDA/Planning Commission/Public Financing Authority regarding any item on this agenda will be made available for public inspection in the office of the City Clerk located at 825 Imperial Beach Blvd., Imperial Beach, CA 91932 during normal business hours.

ORDINANCES/PRESENTATIONS (Continued)

2. Adopt Resolution No. 2009-6768 – Requesting the Board of Supervisors of the County of San Diego to hold a Special Municipal Election on November 2, 2010, and to consolidate that Municipal Election with the November 2, 2010 Statewide Election pursuant to §10403 of the Elections Code; and
3. Adopt Resolution No. 2009-6769 – Appointing Diane Rose to fill the vacancy in the Office of City Councilmember Fred McLean.
4. The City Clerk present a Certificate of Appointment and administer the Oath of Office to Diane Rose; and
5. Diane Rose then be inducted into the respective office of Member of the City Council.

CONSENT CALENDAR (2.1 - 2.6) - *All matters listed under Consent Calendar are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items, unless a Councilmember or member of the public requests that particular item(s) be removed from the Consent Calendar and considered separately. Those items removed from the Consent Calendar will be discussed at the end of the Agenda.*

2.1 MINUTES.

City Manager's Recommendation: Approve the minutes of the regular City Council Meeting of May 6, 2009.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

City Manager's Recommendation: Ratify the following registers: Accounts Payable Numbers 68724 through 68817 with the subtotal amount of \$814,704.03; and Payroll Checks 41057 through 41111 for the pay period ending 05/07/09 and Payroll Checks 41112 through 41171 for the pay period ending 05/21/09 with the subtotal amount of \$313,909.09; for a total amount of \$1,128,613.12.

2.3 RESOLUTION NO. 2009-6763 – ADOPTING THE NEW DISADVANTAGED BUSINESS ENTERPRISE (DBE) RACE CONSCIOUS AND RACE NEUTRAL PROGRAM AGREEMENT AND ANNUAL ANTICIPATED DBE PARTICIPATION LEVEL (AADPL) FOR FEDERAL FISCAL YEAR 2009-2010. (0380-08)

City Manager's Recommendation: Adopt resolution.

2.4 RESOLUTION NO. 2009- 6766 – AUTHORIZING A TWO-YEAR AGREEMENT BETWEEN THE CITY OF IMPERIAL BEACH AND JESSOP AND SON LANDSCAPING & TURF CARE FOR SPORTS PARK MAINTENANCE SERVICES. (0920-40 & 0940-10)

City Manager's Recommendation: Adopt resolution.

2.5 RESOLUTION NO. 2009-6764 – CONTINUING THE EMPLOYMENT OF CITY MANAGER GARY R. BROWN UNDER THE SAME TERMS AND CONDITIONS OF HIS EXISTING EMPLOYMENT AGREEMENT. (0530-60)

City Manager's Recommendation: Adopt resolution.

2.6 RESOLUTION NO. 2009-6767 – APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH THE J. SIMMS AGENCY FOR PUBLIC RELATIONS SERVICES. (0160-05)

City Manager's Recommendation: Adopt resolution.

ORDINANCES – PUBLIC HEARING/INTRODUCTION/FIRST READING (3.1)

3.1 ORDINANCE NO. 2009-1086 – ADOPTING THE REVISED SEWER SERVICE RATES FOR SANITARY SEWER SERVICE AND AMENDING SECTION 13.06.140.B OF CHAPTER 13.06 OF THE IMPERIAL BEACH MUNICIPAL CODE PERTAINING TO SEWER SERVICE CHARGES - DESIGNATED. (0830-95)

City Manager's Recommendation:

1. Declare the public hearing open;
2. Receive report;
3. Receive public testimony;
4. Close the public hearing;
5. Mayor calls for the reading of the title of Ordinance No. 2009-1086 – “An Ordinance of the City Council of the City of Imperial Beach, California, adopting the revised sewer service rates for sanitary sewer service and amending section 13.06.140.B of Chapter 13.06 of the Imperial Beach Municipal Code pertaining to sewer service charges - designated;
6. City Clerk to read title of the Ordinance No. 2009-1086; and
7. Motion to waive further reading and dispense with the introduction of Ordinance No. 2009-1086 by title only and set the matter for adoption at the next regularly scheduled City Council meeting.

ORDINANCES – SECOND READING & ADOPTION (4)

None.

PUBLIC HEARINGS (5.1)

5.1 KAMAL NONA (OWNER)/STOSH THOMAS (ARCHITECT); CONDITIONAL USE PERMIT (CUP 060398), DESIGN REVIEW (DRC 060399), SITE PLAN REVIEW (SPR 060400) FOR TWO MIXED USE DEVELOPMENTS WITH TWO RETAIL COMMERCIAL SPACES AND TWO RESIDENTIAL UNITS FOR EACH DEVELOPMENT (FOUR COMMERCIAL AND FOUR RESIDENTIAL UNITS TOTAL) LOCATED AT 1120, 1122 13TH STREET AND 1150, 1152 13TH STREET, IN THE C-3 (NEIGHBORHOOD COMMERCIAL) ZONE. MF 863. (0600-20)

City Manager's Recommendation:

1. Declare the continued public hearing open;
2. Receive report and public testimony;
3. Close the public hearing; and
4. Adopt Resolution No. 2009-6765 – Approving Conditional Use Permit (CUP 060398), Design Review Case (DRC 060399) and Site Plan Review (SPR 060400), which makes the necessary findings and provides conditions of approval in compliance with local and state requirements.

REPORTS (6.1)

6.1 CLEAN AND GREEN PROGRAM – UPDATE. (0640-95)

City Manager's Recommendation: Review and comment on the guidelines.

ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)

ADJOURNMENT

The Imperial Beach City Council welcomes you and encourages your continued interest and involvement in the City's decision-making process.

FOR YOUR CONVENIENCE, A COPY OF THE AGENDA AND COUNCIL MEETING PACKET MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK AT CITY HALL OR ON OUR WEBSITE AT

www.cityofib.com.

Copies of this notice were provided on May 29, 2009 to the City Council, San Diego Union-Tribune, I.B. Eagle & Times, and I.B. Sun.

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO) ss.
CITY OF IMPERIAL BEACH)

AFFIDAVIT OF POSTING

I, Jacqueline M. Hald, CMC, City Clerk of the City of Imperial Beach, hereby certify that the Agenda for the Regular Meeting as called by the City Council, Redevelopment Agency, Planning Commission, and Public Financing Authority of Imperial Beach was provided and posted on May 29, 2009. Said meeting to be held at 6:00 p.m. June 3, 2009, in the Council Chambers, 825 Imperial Beach Boulevard, Imperial Beach, California. Said notice was posted at the entrance to the City Council Chambers on May 29, 2009 at 3:00 p.m.

Jacqueline M. Hald, CMC
City Clerk